

Beiersdorf 637-HCL
6713-Dr. Rs-ar

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : GERS-BARLAG et al.
SERIAL NO. : 09/640,822
FILED : 17 August 2000
FOR : Hydrous Cosmetic or Pharmaceutical Sticks
ART UNIT : 1619
EXAMINER : Lauren Q. Wells

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7 November 2003

Honorable Assistant Commissioner for Patents
P.O.Box 1450, Alexandria, VA 22313-1450TERMINAL DISCLAIMER

Sir:

Your petitioner, Beiersdorf AG, represents that it is the assignee of the above-identified application by virtue of an assignment which was recorded in the U.S. Patent Office on 17 August 2000, at Reel 011148, Frame 0047. Your petitioner hereby disclaims the terminal portion of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent No. 6,592,883 B1, issued 15 July 2003, for Emulsifier-Free Finely Disperse Systems of the Water-In-Oil-Type, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,592,883 B1, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any Terminal Disclaimer of U.S. Patent No.6,592,883 B1 in the event that it later: (1) expires for failure to pay a maintenance fee, (2) is held unenforceable, (3) is found invalid, (4) is statutorily disclaimed in whole, (5) is terminally disclaimed under 37 C.F.R. 1.321(a), (6) has all claims cancelled by a reexamination certificate, or (7) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any Terminal Disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney of record and authorized to sign and submit this terminal disclaimer.

ADDITIONAL FEES

The Commissioner is hereby authorized to charge any fees which may be required, including the Terminal Disclaimer fee of \$110.00, or credit any overpayment to Deposit Account No. 14-1263.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing Terminal Disclaimer is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below:

Date: 7 November 7, 2003

By: Agata Glinska
Agata Glinska